

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS

ILLINOIS TOOL WORKS INC.,)
on behalf of its ITW GLOBAL BRANDS)
division,)

Plaintiff,)

-v-)

RUST-OLEUM CORPORATION and)
WIPE NEW, LLC,)

Defendants.)

Civil Action No. 4:17-cv-02084

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Fed. R. Civ. Pro. 41(a)(1)(A)(i), Plaintiff, Illinois Tool Works Inc., on behalf of its ITW Global Brands division, hereby voluntarily dismisses, without prejudice, the claims in this action against Defendant Wipe New, LLC.

Dated: September 18, 2017

Respectfully submitted,

/Kristine Bergman/

**PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD &
GERALDSON LLP**

Bradley L. Cohn (admitted *pro hac vice*)

blc@pattishall.com

Ashly I. Boesche (admitted *pro hac vice*)

aib@pattishall.com

Kristine A. Bergman (admitted *pro hac vice*)

kab@pattishall.com

200 South Wacker Drive, Suite 2900

Chicago, Illinois 60606

Telephone: (312) 554-8000

Facsimile: (312) 554-8015

- AND -

ANDREWS KURTH KENYON LLP

Michael D. Morfey (Attorney-In-Charge)

Texas Bar No. 24007704

Southern District Bar No. 23842

michaelmorfey@andrewskurth.com

Michele R. Blythe

Texas Bar No. 24043557

Southern District Bar No. 875151

micheleblythe@andrewskurth.com

600 Travis, Suite 4200

Houston, Texas 77002

Telephone: (713) 220-4200

Facsimile: (713) 220-4285

*Attorneys for Plaintiff Illinois Tool Works Inc., on behalf
of its ITW Global Brands division*

CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2017, I electronically filed the foregoing document with the Clerk of Court for the United States District Court for the Southern District of Texas by using the CM/ECF system and that service will accomplished through that system.

/Kristine Bergman/